**IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH**
**AT HYDERABAD**

(*Special Original Jurisdiction*)

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WEDNESDAY, THE SEVENTH DAY OF MARCH

TWO THOUSAND AND SIX

P R E S E N T

**THE HON'BLE SRI JUSTICE V.ESWARAIAH**

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WP.No.4331 OF 2006

Between:

E. Murali & Ors. … Petitioners

**Versus**

The Mandal Revenue Officer,

Upperpally village,

Rajendranagar Mandal,

Ranga Reddy district. … Respondent

Counsel for the Petitioner: Smt.C.Jayasree Sarathy

Counsel for the Respondent Govt.Pleader for Revenue

O R D E R :

The case of the petitioners is that they have made a representation on 24-5-2005 before the respondent, which is said to have been received on 06-6-2005 seeking to make an enquiry and rectify the entries in the revenue records and enter their names in respect of survey nos.20, 21 and 23 situated at Upperpally village of Rajendranagar Mandal, Ranga Reddy district, but the respondent has not considered and disposed of the same.

Originally, Sri E.Venkaiah, the paternal uncle of the petitioners was the pattedar and his name finds place in the pahanies right from the year 1955-56 onwards and also his brothers Sri Rangaiah and Sri Kistaiah.

It is stated that the petitioners are the pattedars of the land in the said survey numbers but the names of some third parties have been entered in the revenue records.

The second petitioner is the eldest son of Sri Rangaiah and he being the eldest in the family his name appears in the pattedar column right from 1955 onwards. Sri Venkaiah died issueless in the year 1979. Thereafter, Sri Rangaiah the father of the petitioners 1 to 3 was cultivating the lands.

It is stated that Sri Rangaiah the father of the petitioners 1 to 3 executed a will in favour of Sri Kistaiah and thereafter Sri Kistaiah also died. Therefore, now the petitioners are entitled to get their names to be entered in the revenue records but the third parties have been entered without any justification whatsoever. It is further stated that the names of Sri Gem Reddy and Sri Karunakar Reddy and other names were entered. Accordingly, the petitioners have made the said representation but the respondent did not consider the same till date.

The learned Govt.Pleader for Revenue on instructions submits that the land bearing survey no.20 to an extent of Acs:3-20 guntas, survey no.21 to an extent ddof Ac:0-37 guntas and survey no.23 to an extent of Ac:1-39 guntas situated at Upperpally village are the patta lands. Survey no.20 to an extent of Acs:3-20 guntas of patta land stands in the name of Adirala Shantamma and others; Survey no.21 to an extent of Ac:0-37 guntas of patta land stands in the name of Sama Bhupal Redy and Parma Reddy and survey no.23 stands in the name of Sama Bhupal Reddy, Adrala Shantamma and Adirala Yelamma. At present the schedule land in survey nos. 20, 21 and 23 of Upperpally village of Rajendra Nagar Mandal are padava land (vacant land). The petitioners filed an application seeking to incorporate their names in the

possession column against the said survey numbers right from the year 1985.

Pursuant to the said representation, the Mandal Revenue Officer is competent to enter their names in the possession column for the current year i.e., 2004-2005, if they are in possession after due enquiry into the matter and enter their names right from the year 1985 onwards. After completion of detailed enquiry on the spot, a report will be submitted to the District Collector, Ranga Reddy district.

It is stated that on receipt of the orders from the District Collector, Ranga Reddy district, further action will be taken to incorporate their names in the revenue records as possessors in respect of the aforesaid land.

Having regard to the facts and circumstances, without entering into the merits of the writ petition, I consider it appropriate to direct the Mandal Revenue Officer, Rajendra Nagar, Ranga Reddy district, to complete the enquiry after affording reasonable opportunity of hearing the petitioners as well as other persons, whose names have been illegally entered into the possession column and thereafter submit his report to the District Collector, Ranga Reddy district. The above exercise shall be completed within ten weeks from the date of receipt of a copy of this order.

With the above direction, the writ petition is disposed of at the admission stage. No costs.

MARCH 07th, 2006. ----------

I s L. V. ESWARAIAH , J.